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9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

11 **(THE HONORABLE MARILYN L. HUFF)**

12 UNITED STATES GOVERNMENT,) Case No. 08CR-0876-H
13 Plaintiff,)
14 vs.) **JOINT MOTION FOR**
15 JAVIER LEON-SERRATO,) **CONTINUANCE**
16 Defendant,)
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25 **COMES NOW** the parties, Tara McGrath, Assistant United States
26 Attorney, and John D. Kirby, counsel for defendant, Javier Leon-Serrato,
27 respectfully requesting that the sentencing hearing presently set for July 14,
28 2008 at 9:00 a.m. be continued until September 29, 2008 at 9:00 a.m. The
29 defendant is currently in custody. The parties agree that the time between July
30 14, 2008 and September 29, 2008 is excludable under the Speedy Trial Act,
Title 18, U.S.C. §§ 3161-3174.

25 Dated: 7/03/08 /S/ Tara McGrath (by consent)
26 TARA MCGRATH
27 Assistant United States Attorney

28 Dated: 7/03/08 /S/ John D. Kirby
29 JOHN D. KIRBY
30 Attorney for Defendant
Javier Leon-Serrato